

Customer No. 22,852  
Attorney Docket No. 08940.0037

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:	)	
	)	
Yan WANG et al.	)	
	)	Group Art Unit:
Application No.: Not Yet Assigned	)	
	)	Examiner:
Filed: August 16, 2006	)	
	)	
For: NOVEL APO2L AND IL-24	)	
POLYPEPTIDES,	)	
POLYNUCLEOTIDES, AND	)	
METHODS OF THEIR USE	)	

**U.S. National Phase of International PCT Application No. PCT/US2005/005221**

**MAIL STOP PCT**  
**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, VA 22313-1450**

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§1.56 and 1.97(b), applicants bring to the Examiner's attention the documents listed on attached Form PTO/SB/08 and cited in the enclosed international search report. Copies of the listed foreign patent documents and listed non patent literature documents are attached. Applicants respectfully request that the Examiner consider the documents listed on attached Form PTO/SB/08 and indicate that they were considered by making an appropriate notation on this form.

This Information Disclosure Statement is being filed with the above-referenced application.

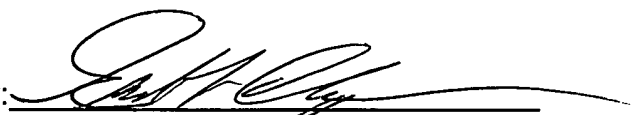
This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicants determine that the cited documents do not constitute "prior art" under United States law, applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents. Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: August 16, 2006

By:   
Ernest F. Chapman  
Reg. No. 25,961

Enclosures  
EFC/FPD/gah

10/589561

IAF11 Rec'd PCT/PTO 16 AUG 2006

IDS Form PTO/SB/08: Substitute for form 1449A/PTO				<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)				Application Number	
				Filing Date	
				First Named Inventor	
				Art Unit	
				Examiner Name	
Sheet	1	of	1	Attorney Docket Number	
08940.0037					

U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS					
Examiner Initials	Cite No. <sup>1</sup>	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
		US-2002/0061525 A1	05-23-2002	Yelin et al.	
		US-			
		US-			
		US-			
		US-			
		US-			

**Note: Copies of the U.S. Patent Documents are not Required in IDS filed after October 21, 2004**

FOREIGN PATENT DOCUMENTS						
Examiner Initials	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation <sup>6</sup>
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				
		WO-99/36535	07/22/1999	GENENTECH, INC.		
		WO-97/01633	01-16-1997	IMMUNEX CORPORATION		

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation <sup>6</sup>
		KRIEG et al.; "TRAIL- $\beta$ AND TRAIL- $\gamma$ : TWO NOVEL SPLICE VARIANTS OF THE HUMAN TNF-RELATED APOPTOSIS-INDUCING LIGAND (TRAIL) WITHOUT APOPTOTIC POTENTIAL"; British Journal of Cancer, Vol. 88, pages 918-927, (2003)	
		KIM et al.; "TRAIL, A MIGHTY APOPTOSIS INDUCER"; Mol. Cells, Vol. 15, No. 3, pages 283-293, (2003)	
		GONG et al.; "GENOMIC ORGANIZATION AND TRANSCRIPTIONAL REGULATION OF HUMAN APO2/TRAIL GENE"; Biochemical and Biophysical Research Communications, Vol. 278, pages 747-752, (2000)	

Examiner Signature		Date Considered	
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**EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.